

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

IN RE:

JAMISON HAMLIN DYER
Debtor

HARRIS COUNTY COURT COSTS
Objector

vs.

JAMISON HAMLIN DYER
Respondent

CASE NO. 24-80163

CHAPTER 13

CONTESTED MATTER

OBJECTION OF TAXING AUTHORITY TO SUMMARY PLAN CONFIRMATION

NOW COME(s), Harris County Court Costs (hereinafter referred to as “Taxing Authority” — the singular to include the plural), Objector, and files this Objection to Summary Plan Confirmation (**the “Objection”**), stating as grounds therefore the following:

JURISDICTION

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §1334, *et seq*. This is a core proceeding under 28 U.S.C. §§ 157(b)(2)(L). This Objection is designated as a contested matter under Bankruptcy Rule 9014.

PARTIES AND SERVICE

2. The Debtor (whether one or more), has been served with a copy of this Objection pursuant to Bankruptcy Rule 7004(b)(9). If applicable, Debtor’s Counsel has also been served with a copy of this Objection at the address of record.

PRELIMINARY STATEMENT

3. Taxing Authority is a fully secured ad valorem tax creditor of debtor and the estate, holding

prior liens against property of the estate in the amount of **\$1,197.00**.

OBJECTIONS

4. Taxing Authority objects to confirmation of the proposed plan on the grounds that it fails to comply with 11 U.S.C. §1322, et seq., specifically,

<input checked="" type="checkbox"/>	Debtor's Plan fails to fully provide for Taxing Authority's claim of \$1,197.00 .
<input checked="" type="checkbox"/>	Debtor's Plan fails to provide for the retention of Taxing Authority's lien on property of the Debtor and/or of the Debtor's Estate.
<input checked="" type="checkbox"/>	Taxing Authority avers that its claim should be paid with interest at the rate of 5% per annum pursuant to the Texas Finance Code §304.003 (C)(2). Pursuant to 11 U.S.C. § 511. “[i]f any provision of this title requires the payment of interest on a tax claim or on an administrative expense tax, or the payment of interest to enable a creditor to receive the present value of the allowed amount of a tax claim, the rate of interest shall be the rate determined under applicable non bankruptcy law.”
<input type="checkbox"/>	Debtor's Plan improperly classifies Taxing Authority's allowed secured claim as a Priority Claim under 11 U.S.C. §507, et seq.
<input type="checkbox"/>	Debtor's Plan improperly classifies Taxing Authority's allowed secured claims as a General Unsecured Claim.

WHEREFORE, PREMISES CONSIDERED, Taxing Authority respectfully prays that this Court sustain its Objection to Summary Plan Confirmation, that it deny confirmation of the Debtor's Plan, and for such other and further relief, at law or in equity, as is just.

Date: October 17, 2024.

Respectfully submitted,

**LINEBARGER GOGGAN
BLAIR & SAMPSON, LLP**

/s/ Tara L. Grundemeier

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Objection of Harris County Court Costs to Summary Plan Confirmation was electronically served to those registered to receive service in this matter on CM/ECF for the Bankruptcy Court for the Southern District of Texas and to the following recipients, if any, via first-class mail, on October 17, 2024.

Debtor

Jamison Hamlin Dyer
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Respectfully submitted,

/s/ Tara L. Grundemeier

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